

2017 Mar-28 PM 04:52
U.S. DISTRICT COURT
N.D. OF ALABAMAfor the
Northern District of Alabama

JS 44 (Rev. 08/16)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFF(S)

Transamerica Equipment Company, LLC

(b) County of Residence of First Listed Plaintiff

Tuscaloosa, Alabama

(c) Attorneys (Firm Name, Address, and Telephone Number)

James S. Ward, Ward & Wilson LLC
2100A Southbridge Pkwy, Suite 580
Birmingham, AL 35209

DEFENDANT(S)

Industrial Assets Corp., Maynards Industries, USA Inc. and Utica Leaseco LLC

County of Residence of First Listed Defendant

Attorneys (If Known)

James E. Fleenor, Jr. and Wilson F. Green.
Fleenor & Green LLP, 1652 McFarland Blvd. N., G204
Tuscaloosa, Alabama 35406
205.722.1017

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question (U.S. Government Not a Party)
- ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF |
|---------------------------------------------------------------|---------------------------------------|---------------------------------------|
| Citizen of This State | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 |
| Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input checked="" type="checkbox"/> 5 |
| Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input checked="" type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding
- ☒ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation - Transfer
- ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

28 USC §§ 1332, 1441 and 1446

Brief description of cause:

Breach of contract related to an equipment auction.

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, Fed. R. Civ. P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

3/28/17

James E. Fleenor Jr.

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ALABAMA
WESTERN DIVISION**

**TRANSAMERICAN EQUIPMENT
COMPANY, LLC**

Plaintiff,

v.

**INDUSTRIAL ASSETS CORP.,
MAYNARDS INDUSTRIES USA LLC,
and UTICA LEASECO, LLC
Defendants.**

Case No. _____

NOTICE OF REMOVAL

Come now the Defendants, Industrial Assets Corp. (“IAC”), Maynards Industries USA LLC (“Maynards”) and Utica Leaseco LLC (“Utica”) and pursuant to the provisions of 28 U.S.C. §§ 1332, 1441, and 1446, hereby give notice of their removal of this action from the Circuit Court of Tuscaloosa County, Alabama, Case Number CV 2017-900196, to the United States District Court for the Northern District of Alabama, Western Division. The grounds for this removal are as follows:

1. Plaintiff served the Summons and Complaint in the above referenced action to Maynards February 27, 2017, to IAC February 28, 2017, and to Utica March 7, 2017. The Complaint contains allegations of fraudulent suppression, fraud, conspiracy, breach of contract, violations of the North Carolina Deceptive Trade Practices Act and violations of the North Carolina Auctioneer Statute related to a December 1, 2016 equipment auction that was held in Enka, North Carolina. Plaintiff purchased equipment constituting the Basofil production line at the auction. The complaint alleges that Maynards was the auctioneer, Utica was the seller, and IAC acted in concert with Utica to sell equipment and collect funds from Plaintiff. (In fact, IAC was

working together with Maynards as the auctioneer on behalf of Utica). The Complaint further alleges that the price of the equipment was artificially inflated as a result of bidding that was done on behalf of Utica. Plaintiff contends that it is entitled to damages including, but not limited to, the difference in the amount of the bid price for the equipment and the last bid price for which bidding by Utica was not involved, punitive damages, legal fees, and other costs.

2. Plaintiff made an initial bid of \$150,000 at the auction. Utica then bid \$152,500. After a series of bids, Plaintiff ultimately placed a winning bid of \$265,000. Exhibit 1, Affidavit of Steven R. Mattes.¹ Under Plaintiff's theory of damages, it would be entitled to recover \$115,000 in compensatory damages, plus punitive damages and attorneys' fees. Thus, the \$75,000 amount in controversy requirement of 28 U.S.C. §1332 is satisfied.

3. Plaintiff and Defendants are citizens of different states and no defendant is a citizen of Alabama. Maynards is a Delaware limited liability company with its principal place of business in Michigan. Utica is a Florida limited liability company with its principal place of business in Michigan. IAC is a California business corporation with its principal place of business in California. Plaintiff is an Alabama Limited Liability Company with its principal place of business in Alabama. Therefore, diversity of citizenship requirement of 28 U.S.C. §1332 is satisfied.

4. Copies of the Complaint and the Summons and all other pleadings, process and orders served upon Defendants are attached as Exhibit 2 hereto.

5. Contemporaneous with the filing of this Notice, Defendants are providing Notice to the State Court of the removal of this action.

¹ The undersigned certifies that he will maintain the original of the Affidavit of Steven R. Mattes.

WHEREFORE, Defendants request that this Court take jurisdiction over this cause, issue all necessary orders and judgments, and for such further relief as may be appropriate.

/s/ James E. Fleenor, Jr.

Attorney for Defendants Industrial Assets Corp.,
Maynards Industries USA LLC, and Utica Leaseco
LLC

OF COUNSEL:

James E. Fleenor, Jr.
Wilson F. Green
Fleenor & Green LLP
1657 McFarland Blvd.N
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Tuscaloosa, Alabama 35406
(205) 722-1017 (Fleenor)
(205)722-1018 (Green)
jfleenor@fleenorgreen.com
wgreen@fleenorgreen.com

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system and service will be perfected upon the following via e-mail on the date of filing:

Mr. James S. Ward
Ward & Wilson, LLC
2100A Southbridge Parkway
Suite 580
Birmingham, Alabama 35209
jward@wardwilsonlaw.com

s/ James E. Fleenor, Jr.

Of Counsel

EXHIBIT 1

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ALABAMA
WESTERN DIVISION

TRANSAMERICAN EQUIPMENT
COMPANY, LLC

Plaintiff,

v.

INDUSTRIAL ASSETS CORP.,
MAYNARDS INDUSTRIES USA LLC,
and UTICA LEASECO, LLC
Defendants.

Case No. _____

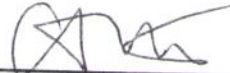
AFFIDAVIT OF STEVEN R. MATTES

STATE OF CALIFORNIA)
LOS ANGELES COUNTY)

BEFORE ME, the undersigned Notary Public in and for said State and County, personally appeared (name of affiant), who upon being sworn and identified to me, stated as follows:

1. My name is Steven R. Mattes. I am over the age of 19 years and have personal knowledge of the facts and matters set forth herein.
2. I am the Chief Executive Officer at Industrial Assets Corp. I have held that position since 1991. As Chief Executive Officer, I oversee all operations of the company.
3. I have reviewed the Complaint in this case and I am familiar with the December 1, 2016 auction (the "Auction") referenced in the Complaint.
4. Attached as Exhibit A to this affidavit is an accurate copy of the bid history of the Auction. The bid history was obtained from Industrial Asset Corp.'s online bidding software platform that monitors and records bidding activity at auctions managed by Industrial Asset Corp., like the one on December 1, 2016 referenced in the Complaint. The bid history is maintained in the regular course of Industrial Asset Corp's business.

5. The bid history demonstrates that Luther Pate, Plaintiff's representative, made an initial bid of \$150,000 at the Auction. A representative of Industrial Asset Corp., then bid \$152,000. After a series of additional bids, Mr. Pate ultimately made the winning bid of \$265,000.



Steven R. Mattes

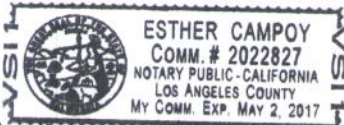
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of LOS ANGELES

Subscribed and sworn to (or affirmed) before me on this 27
day of MARCH, 2017, by STEVEN R. MATTES

proved to me on the basis of satisfactory evidence to be the
person(s) who appeared before me.



(Seal)

Signature



EXHIBIT A

Home

Auction Details

Lots

Bidders

Auditors

Transactions

Details

Bids

Audit Trail

Launch Live App

Need help?



Lot 1

Showing 1 to 40 of 40 records

Reference	Profile Number	Bidder Name	Price	Date/Time	Platform
BSC494586	5048	Luther Pale	150,000 USD	Dec 01, 2016 6:31:08pm EST (3:31:18pm PST)	bidup.com
BSC521763	5035	Mia Vorburger	152,500 USD	Dec 01, 2016 6:31:32pm EST (3:31:42pm PST)	bidup.com
BSC494586	5048	Luther Pale	155,000 USD	Dec 01, 2016 6:31:34pm EST (3:31:44pm PST)	bidup.com
BSC521763	5035	Mia Vorburger	157,500 USD	Dec 01, 2016 6:31:37pm EST (3:31:47pm PST)	bidup.com
BSC494586	5048	Luther Pale	160,000 USD	Dec 01, 2016 6:31:44pm EST (3:31:54pm PST)	bidup.com
BSC521763	5035	Mia Vorburger	162,500 USD	Dec 01, 2016 6:31:46pm EST (3:31:56pm PST)	bidup.com
BSC494586	5048	Luther Pale	165,000 USD	Dec 01, 2016 6:31:48pm EST (3:31:58pm PST)	bidup.com
BSC521763	5035	Mia Vorburger	167,500 USD	Dec 01, 2016 6:31:50pm EST (3:31:59pm PST)	bidup.com
BSC494586	5048	Luther Pale	170,000 USD	Dec 01, 2016 6:31:51pm EST (3:31:51pm PST)	bidup.com
BSC521763	5035	Mia Vorburger	172,500 USD	Dec 01, 2016 6:31:53pm EST (3:31:53pm PST)	bidup.com
BSC494586	5048	Luther Pale	175,000 USD	Dec 01, 2016 6:31:56pm EST (3:31:56pm PST)	bidup.com
BSC521763	5035	Mia Vorburger	177,500 USD	Dec 01, 2016 6:32:03pm EST (3:32:13pm PST)	bidup.com
BSC494586	5048	Luther Pale	180,000 USD	Dec 01, 2016 6:32:04pm EST (3:32:14pm PST)	bidup.com
BSC521763	5035	Mia Vorburger	182,500 USD	Dec 01, 2016 6:32:06pm EST (3:32:16pm PST)	bidup.com
BSC494586	5048	Luther Pale	185,000 USD	Dec 01, 2016 6:32:08pm EST (3:32:18pm PST)	bidup.com
BSC521763	5035	Mia Vorburger	187,500 USD	Dec 01, 2016 6:32:12pm EST	bidup.com

BSC494586	5048	Luther Pale	190,000 USD	Dec 01, 2016 6:32:14pm EST (3:32:14pm PST)	bidspotter.com
BSC521763	5035	Mia Vorburger	192,500 USD	Dec 01, 2016 6:32:16pm EST (3:32:16pm PST)	bidspotter.com
BSC494586	5048	Luther Pale	195,000 USD	Dec 01, 2016 6:32:18pm EST (3:32:18pm PST)	bidspotter.com
BSC521763	5035	Mia Vorburger	197,500 USD	Dec 01, 2016 6:32:19pm EST (3:32:19pm PST)	bidspotter.com
BSC494586	5048	Luther Pale	200,000 USD	Dec 01, 2016 6:32:25pm EST (3:32:25pm PST)	bidspotter.com
BSC521763	5035	Mia Vorburger	202,500 USD	Dec 01, 2016 6:32:37pm EST (3:32:37pm PST)	bidspotter.com
BSC494586	5048	Luther Pale	205,000 USD	Dec 01, 2016 6:32:40pm EST (3:32:40pm PST)	bidspotter.com
BSC521763	5035	Mia Vorburger	207,500 USD	Dec 01, 2016 6:32:42pm EST (3:32:42pm PST)	bidspotter.com
BSC494586	5048	Luther Pale	210,000 USD	Dec 01, 2016 6:32:43pm EST (3:32:43pm PST)	bidspotter.com
BSC521763	5035	Mia Vorburger	212,500 USD	Dec 01, 2016 6:32:49pm EST (3:32:49pm PST)	bidspotter.com
BSC494586	5048	Luther Pale	215,000 USD	Dec 01, 2016 6:32:47pm EST (3:32:47pm PST)	bidspotter.com
BSC521763	5035	Mia Vorburger	217,500 USD	Dec 01, 2016 6:32:50pm EST (3:32:50pm PST)	bidspotter.com
BSC494586	5048	Luther Pale	220,000 USD	Dec 01, 2016 6:32:51pm EST (3:32:51pm PST)	bidspotter.com
BSC521763	5035	Mia Vorburger	222,500 USD	Dec 01, 2016 6:32:53pm EST (3:32:53pm PST)	bidspotter.com
BSC494586	5048	Luther Pale	225,000 USD	Dec 01, 2016 6:32:54pm EST (3:32:54pm PST)	bidspotter.com
BSC521763	5035	Mia Vorburger	227,500 USD	Dec 01, 2016 6:32:05pm EST (3:32:05pm PST)	bidspotter.com
BSC494586	5048	Luther Pale	230,000 USD	Dec 01, 2016 6:32:06pm EST (3:32:06pm PST)	bidspotter.com
BSC521763	5035	Mia Vorburger	232,500 USD	Dec 01, 2016 6:32:13pm EST (3:32:13pm PST)	bidspotter.com
BSC494586	5048	Luther Pale	235,000 USD	Dec 01, 2016 6:32:14pm EST (3:32:14pm PST)	bidspotter.com
BSC521763	5035	Mia Vorburger	237,500 USD	Dec 01, 2016 6:32:19pm EST (3:32:19pm PST)	bidspotter.com
BSC494586	5048	Luther Pale	240,000 USD	Dec 01, 2016 6:32:21pm EST (3:32:21pm PST)	bidspotter.com

BSC521763	5035	Mia Vorbuerger	242,500 USD	Dec 01, 2016 6:33:28pm EST (3:33:28pm PST)	bidspotter.com
BSC494586	5048	Luther Pate	245,000 USD	Dec 01, 2016 6:33:29pm EST (3:33:29pm PST)	bidspotter.com
BSC521763	5035	Mia Vorbuerger	247,500 USD	Dec 01, 2016 6:33:32pm EST (3:33:32pm PST)	bidspotter.com
BSC494586	5048	Luther Pate	250,000 USD	Dec 01, 2016 6:33:34pm EST (3:33:34pm PST)	bidspotter.com
BSC521763	5035	Mia Vorbuerger	252,500 USD	Dec 01, 2016 6:33:37pm EST (3:33:37pm PST)	bidspotter.com
BSC494586	5048	Luther Pate	255,000 USD	Dec 01, 2016 6:33:38pm EST (3:33:38pm PST)	bidspotter.com
BSC521763	5035	Mia Vorbuerger	257,500 USD	Dec 01, 2016 6:33:40pm EST (3:33:40pm PST)	bidspotter.com
-	-	Room	260,000 USD	Dec 01, 2016 6:33:41pm EST (3:33:41pm PST)	
BSC494586	5048	Luther Pate	260,000 USD	Dec 01, 2016 6:33:41pm EST (3:33:41pm PST)	bidspotter.com
BSC104069	5033	Shawn Gaffney	262,500 USD	Dec 01, 2016 6:33:41pm EST (3:33:41pm PST)	bidspotter.com
BSC494586	5048	Luther Pate	265,000 USD	Dec 01, 2016 6:34:04pm EST (3:34:04pm PST)	bidspotter.com

Showing 1 to 48 of 48 records

First Previous 1 Next Last

EXHIBIT 2



Case

63

Date of Filing:
02/17/2017

Judge Code:

State of Alabama Unified Judicial System Form ARCiv-93 Rev.5/99	COVER SHEET CIRCUIT COURT - CIVIL CASE (Not For Domestic Relations Cases)	Date of Filing: 02/17/2017
GENERAL INFORMATION		
IN THE CIRCUIT COURT OF TUSCALOOSA COUNTY, ALABAMA TRANSAMERICAN EQUIPMENT COMPANY, LLC v. INDUSTRIAL ASSETS CORP. ET AL		
First Plaintiff: <input checked="" type="checkbox"/> Business <input type="checkbox"/> Individual <input type="checkbox"/> Government <input type="checkbox"/> Other		
First Defendant: <input checked="" type="checkbox"/> Business <input type="checkbox"/> Individual <input type="checkbox"/> Government <input type="checkbox"/> Other		
NATURE OF SUIT: Select primary cause of action, by checking box (check only one) that best characterizes your action:		
TORTS: PERSONAL INJURY <input type="checkbox"/> WDEA - Wrongful Death <input type="checkbox"/> TONG - Negligence: General <input type="checkbox"/> TOMV - Negligence: Motor Vehicle <input type="checkbox"/> TOWA - Wantonness <input type="checkbox"/> TOPL - Product Liability/AEMLD <input type="checkbox"/> TOMM - Malpractice-Medical <input type="checkbox"/> TOLM - Malpractice-Legal <input type="checkbox"/> TOOM - Malpractice-Other <input type="checkbox"/> TBFM - Fraud/Bad Faith/Misrepresentation <input type="checkbox"/> TOXX - Other: _____ TORTS: PERSONAL INJURY <input type="checkbox"/> TOPE - Personal Property <input type="checkbox"/> TORE - Real Property OTHER CIVIL FILINGS <input type="checkbox"/> ABAN - Abandoned Automobile <input type="checkbox"/> ACCT - Account & Nonmortgage <input type="checkbox"/> APAA - Administrative Agency Appeal <input type="checkbox"/> ADPA - Administrative Procedure Act <input type="checkbox"/> ANPS - Adults in Need of Protective Service	OTHER CIVIL FILINGS (cont'd) <input type="checkbox"/> MSXX - Birth/Death Certificate Modification/Bond Forfeiture Appeal/Enforcement of Agency Subpoena/Petition to Preserve <input type="checkbox"/> CVRT - Civil Rights <input type="checkbox"/> COND - Condemnation/Eminent Domain/Right-of-Way <input type="checkbox"/> CTMP - Contempt of Court <input checked="" type="checkbox"/> CONT - Contract/Ejectment/Writ of Seizure <input type="checkbox"/> TOCN - Conversion <input type="checkbox"/> EQND - Equity Non-Damages Actions/Declaratory Judgment/Injunction Election Contest/Quiet Title/Sale For Division <input type="checkbox"/> CVUD - Eviction Appeal/Unlawful Detainer <input type="checkbox"/> FORJ - Foreign Judgment <input type="checkbox"/> FORF - Fruits of Crime Forfeiture <input type="checkbox"/> MSHC - Habeas Corpus/Extraordinary Writ/Mandamus/Prohibition <input type="checkbox"/> PFAB - Protection From Abuse <input type="checkbox"/> FELA - Railroad/Seaman (FELA) <input type="checkbox"/> RPRO - Real Property <input type="checkbox"/> WTEG - Will/Trust/Estate/Guardianship/Conservatorship <input type="checkbox"/> COMP - Workers' Compensation <input type="checkbox"/> CVXX - Miscellaneous Circuit Civil Case	
ORIGIN: F <input checked="" type="checkbox"/> INITIAL FILING A <input type="checkbox"/> APPEAL FROM DISTRICT COURT O <input type="checkbox"/> OTHER R <input type="checkbox"/> REMANDED T <input type="checkbox"/> TRANSFERRED FROM OTHER CIRCUIT COURT		
HAS JURY TRIAL BEEN DEMANDED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO Note: Checking "Yes" does not constitute a demand for a jury trial. (See Rules 38 and 39, Ala.R.Civ.P., for procedure)		
RELIEF REQUESTED: <input checked="" type="checkbox"/> MONETARY AWARD REQUESTED <input type="checkbox"/> NO MONETARY AWARD REQUESTED		
ATTORNEY CODE: WAR006 2/17/2017 4:07:40 PM /s/ JAMES S. WARD _____ Date Signature of Attorney/Party filing this form		
MEDIATION REQUESTED: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> UNDECIDED		

IN-17-9001910 MBA GAMMONS

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

INDUSTRIAL ASSETS CORP.
1420 VENTURA BLVD. 2ND FL
STUDIO CITY CA 91604



9590 9402 2302 6225 0712 04

2. Article Number (Transfer from service label)

7016 0600 0001 0826 1697

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]*

- ☐ Agent
- ☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

2/27

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No



3. Service Type

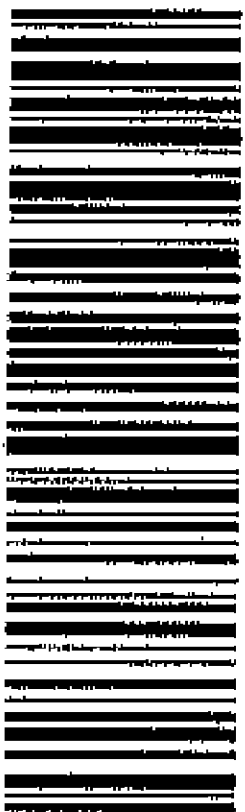
- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail

- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☒ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

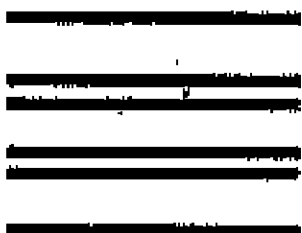
Mail Restricted Delivery

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USPS TRACKING#



9590 9402 2302 6225 07J2 04

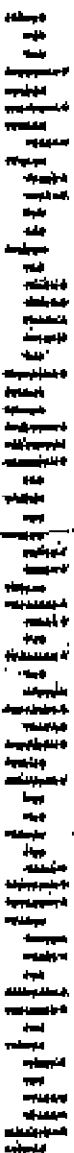


First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

United States R 10
Postal Service

Please print your name, address, and ZIP+4® in this box.

BOB
MAGARRA H. BOBO
COURT CLERK
TUSCALOOSA
714 GREENSBORO AVE. ROOM 214
TUSCALOOSA, AL 35401





AlaFile E-Notice

63-CV-2017-900196.00

Judge: M. BRADLEY ALMOND

To: WARD JAMES STEVEN
jward@wardwilsonlaw.com

NOTICE OF SERVICE

IN THE CIRCUIT COURT OF TUSCALOOSA COUNTY, ALABAMA

TRANSAMERICAN EQUIPMENT COMPANY, LLC V. INDUSTRIAL ASSETS CORP. ET AL
63-CV-2017-900196.00

The following matter was served on 2/28/2017

D001 INDUSTRIAL ASSETS CORP.

Corresponding To
CERTIFIED MAIL

MAGARIA HAMNER BOBO
CIRCUIT COURT CLERK
TUSCALOOSA COUNTY, ALABAMA
714 GREENSBORO AVENUE
TUSCALOOSA, AL, 35401

205-349-3870
magaria.bobo@alacourt.gov

IN THE CIRCUIT COURT OF TUSCALOOSA COUNTY, ALABAMA

Transamerican Equipment)	
Company, LLC,)	
)	
Plaintiff,)	
)	
v.)	Case No:
)	
Industrial Assets Corp.,)	
Maynards Industries USA LLC, and)	
Utica Leaseco, LLC,)	
)	
Defendants)	

COMPLAINT

COMES NOW, Transamerican Equipment Company, LLC (“Plaintiff”) and for its Complaint against Defendants states as follows:

THE PARTIES, JURISDICTION, AND VENUE

1. Plaintiff is a Limited Liability Company organized and existing under the laws of the State of Alabama with its principal place of business in Tuscaloosa County, Alabama.
2. Upon information and belief, Industrial Assets Corp. is a California business corporation with its principal place of business in California (“IAC”).
3. Upon information and belief, Maynards Industries USA LLC is a Delaware limited liability company with its principal place of business in Delaware (“Maynards”).
4. Upon information and belief, Utica Leaseco, LLC is a Michigan Limited Liability company with its principal place of business in Michigan (“Utica,” together with IAC and Maynards, the “Defendants”).
5. This Court has jurisdiction over this matter, and venue is proper in Tuscaloosa County, Alabama.

THE FACTS

6. On December 1, 2016, an auction was held to sell equipment constituting the Basofil production line (the “Goods”) located in Enka, North Carolina (the “Auction”).
7. Maynards was the auctioneer of the Auction.
8. Utica was the seller and owner of the Goods.
9. Upon information and belief, IAC was acting in concert with Utica in the sale of the Goods and the collection of purchase funds from Plaintiff.
10. The Goods were sold by their owner and not by a creditor in a forced sale.
11. The Auction was governed solely by the terms and conditions set forth at the URL: <https://www.bidspotter.com/en-us/auction-catalogues/www-maynards-com/catalogue-id-biditu10119/terms-and-conditions#terms> (the “Terms”).
12. Bidders at the Auction were able to access the Auction through a variety of bidding platforms, including Bidity and Bidspotter.
13. Plaintiff accessed and bid in the Auction through the Bidspotter platform from its office in Tuscaloosa, Alabama. Defendants purposely availed themselves of buyers in Alabama, including Plaintiff, by advertising the Auction in Alabama, making the Auction available to Plaintiff in Alabama, and directing correspondence regarding the Auction and the Goods to Plaintiff in Alabama.
14. The only contractual terms that Plaintiff agreed to in connection with the auction were the Terms, Bidspotters’ website Terms and Conditions set forth at: <https://www.bidspotter.com/en-us/about-us/legal/website-terms-and-conditions> (the “Bidspotter T&C”), and Bidspotter’s Bidder Terms and Conditions set forth at: <https://www.bidspotter.com/en-us/about-us/legal/bidder-terms-and-conditions> (the “Bidspotter Bidder Terms”).

15. The Auction was advertised in a brochure published at: <http://www.biditup.com/db-files/1478020338-339133.pdf> (the “Brochure”).
16. During the Auction, Plaintiff’s agents noticed irregular activity in the bidding process. Specifically, it appeared as though the owner of the Goods might be secretly bidding to push up their price.
17. Plaintiff never agreed to or was aware of any terms from Maynards other than the Terms and those set forth in the Brochure. Neither the Brochure nor any of the terms applicable to the Auction disclosed that the Auction had a reserve.
18. Plaintiff never agreed to or was aware of any contractual terms from Biditup.com or any other source other than the Terms, the Brochure, the Bidspotter T&C, and the Bidspotter Bidder Terms.
19. In the week after the Auction, Plaintiff contacted Maynards to facilitate payment and a schedule for removal of the Goods. Plaintiff also expressed concern to Maynards that removing the Goods could trigger a release of environmental contaminants, and requested cooperation in removal to remedy that concern.
20. Beginning on December 8, 2016, Maynards, Utica, and IAC began sending fraudulent correspondence to Plaintiff asserting that Plaintiff had agreed to onerous terms and conditions that Plaintiff had never seen or agreed to. Maynards, Utica, and IAC began threatening litigation by consent judgment (a term Plaintiff never agreed to) to be filed in Burbank, California if Plaintiff did not immediately pay for the winning bid plus commission from the Auction and agree to an unrealistic removal schedule.
21. After weeks of negotiation and renewed threats of litigation, Maynards and Utica finally agreed to provide access to the Goods and a somewhat reasonable removal schedule and

cooperate in addressing environmental concerns. While discussing these matters, Maynards admitted to having entered shill bids on behalf of Utica in order to drive up the price of the Goods without disclosing the same to bidders at the Auction.

26. Despite the unlawful shill bidding by Maynards that artificially inflated the price of the Goods, Plaintiff closed the purchase of the Goods by wiring funds to Maynards on February 10, 2017 under persistent threats of litigation by Defendants.

COUNT ONE – FRAUDULENT SUPPRESSION

27. Plaintiff realleges the foregoing allegations as if fully restated herein.

28. Based on the facts and circumstances of this particular case, the trust and reliance Plaintiff had to repose on Maynards and Utica, and the superior and virtually exclusive knowledge of Maynards and Utica, and the fact that a reserve was never disclosed in connection with the Auction; Maynards and Utica had a duty to disclose to Plaintiff their true intent to bid up the price of the Goods at the Auction to artificially increase the final price Plaintiff had to pay.

29. Maynards and Utica suppressed and failed to disclose these facts and intentions.

30. Without the benefit of the suppressed information, the Plaintiff reasonably acted to its detriment by bidding at the Auction and contractually obligating itself.

31. Plaintiff has suffered damages as a result of Maynards' and Utica's actions, including but not limited to, the difference in the amount of the bid price for the Goods and the last bid price for which shill bidding was not involved, legal fees, and other costs.

WHEREFORE, Plaintiff demands judgment against Maynards and Utica for actual damages, punitive damages, costs, interest, and such other relief as this court deems just and proper.

COUNT TWO –FRAUD AND FRAUDULENT INDUCEMENT

32. Plaintiff realleges the foregoing allegations as if fully restated herein.

33. Maynards, Utica, and IAC did not advertise the Auction as having a reserve, but planned to use false bidders to drive up the cost of the Goods.

34. Maynards, Utica, and IAC advertised the Auction as not having a reserve in order to induce prospective bidders. This no-reserve advertising was false; and intentionally, recklessly, or negligently made.

35. IAC in concert with Utica represented to Plaintiff that certain terms governed the Auction, such as a “consent judgment” provision with venue in Burbank, California, in order to coerce Plaintiff into closing a transaction that involved fraudulent bidding.

36. Plaintiff reasonably relied upon Maynards, Utica, and IAC’s advertising and representations.

36. Maynards, Utica, and IAC knew or should have known that the Auction was going to utilize secret and false bidders to drive up the price of the Goods, and that certain auction terms including a “consent judgment” provision did not exist.

37. Plaintiff has been damaged by Defendants’ advertising and representations.

WHEREFORE, Plaintiff demands judgment against Maynards, IAC, and Utica for actual damages, punitive damages, costs, interest, and such other relief as this court deems just and proper.

COUNT THREE – CONSPIRACY

38. Plaintiff realleges the foregoing allegations as if fully restated herein.

39. Defendants acted in concert to accomplish the tortious and unlawful aims set forth herein.

WHEREFORE, Plaintiff demands judgment against Maynards, IAC, and Utica for damages, costs, interest, and such other relief as this court deems just and proper.

COUNT FOUR – VIOLATION OF NORTH CAROLINA AUCTIONEER STATUTE

40. Plaintiff realleges the foregoing allegations as if fully restated herein.

41. Chapter 85B, Section 8 of the North Carolina General Statutes prohibits certain acts, making the commission of each a crime: “(4) Any false, misleading, or untruthful advertising. (5) Any act of conduct in connection with a sales transaction which demonstrates bad faith or dishonesty. (6) Knowingly using false bidders, cappers or pullers, or knowingly making a material false statement or representation.”

42. Maynard conducted the Auction unlawfully at Utica’s direction by: (a) making false statements regarding the absence of a reserve, (b) conducting the sale in bad faith by insisting on an unachievable removal schedule, (c) asserting that inapplicable terms applied to the sale of the Goods, (d) using false bidders to bid up the cost of the Goods, and (e) failing to disclose the use of false bidders bidding on behalf of Utica to drive up the cost of the Goods.

43. Chapter 85B, Section 8 of the North Carolina General Statutes supply a standard of care that Defendants violated.

44. Plaintiff has been damaged by Defendants’ violations, which were the proximate cause of Plaintiff’s damages.

WHEREFORE, Plaintiff demands judgment against Maynards for damages, costs, interest, and such other relief as this court deems just and proper.

COUNT SIX – BREACH OF CONTRACT

45. Plaintiff realleges the foregoing allegations as if fully restated herein.

46. Plaintiff and Maynards entered into a contract whereby Maynards was to conduct an auction for the sale of the Goods according to reasonable commercial standards.

47. Plaintiff has performed all of its obligations under the contract.

48. Maynards breached the contract by conducting the Auction with false bidders acting on behalf of Utica.

49. Plaintiff was damaged as a result of said breach.

WHEREFORE, Plaintiff demands judgment against Maynards for damages, costs, and such other relief as this court deems just.

**COUNT SEVEN – VIOLATION OF NORTH CAROLINA
DECEPTIVE TRADE PRACTICES ACT**

50. Plaintiff realleges the foregoing allegations as if fully restated herein.

51. Defendants' concerted activity of using false bidders to drive up the price of the Goods at the Auction is an unfair and/or deceptive trade practice pursuant to North Carolina Generate Statute § 75-1.1.

52. Defendants' actions in using false bidders to artificially drive up the price of the Goods at the Auction affected commerce.

53. Plaintiff has been damaged by Defendants' concerted actions.

WHEREFORE, Plaintiff demands judgment against Maynards, IAC, and Utica for damages including statutory and punitive damages, costs, attorneys' fees, and such other relief as this court deems just.

Respectfully submitted,

/s James S. Ward
JAMES S. WARD (WAR006)
Attorney for Transamerican Equipment
Company, LLC

OF COUNSEL:

James S. Ward
WARD & WILSON, L.L.C.
2100A Southbridge Parkway
Suite 580
Birmingham, Alabama 35209
Tel: 205/871-5404
Fax: 205/871-5758
jward@wardwilsonlaw.com

DEFENDANTS TO BE SERVED VIA CERTIFIED MAIL

Industrial Assets Corp.
11426 VENTURA BLVD 2ND FLR
STUDIO CITY CA 91604

Maynards Industries USA LLC
Corporation Trust Center
1209 Orange Street
Wilmington, DE, 19801

Utica Leaseco, LLC
44225 UTICA RD
UTICA, MI 48317



AlaFile E-Notice

63-CV-2017-900196.00

To: JAMES S. WARD
jward@wardwilsonlaw.com

NOTICE OF ELECTRONIC FILING

IN THE CIRCUIT COURT OF TUSCALOOSA COUNTY, ALABAMA

TRANSAMERICAN EQUIPMENT COMPANY, LLC V. INDUSTRIAL ASSETS CORP. ET AL
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MAGARIA HAMNER BOBO
CIRCUIT COURT CLERK
TUSCALOOSA COUNTY, ALABAMA
714 GREENSBORO AVENUE
TUSCALOOSA, AL, 35401

205-349-3870
magaria.bobo@alacourt.gov



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To: INDUSTRIAL ASSETS CORP.
11426 VENTURA BLVD 2ND FL
STUDIO CITY, CA, 91604

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To: MAYNARDS INDUSTRIES USA LLC
CORPORATION TRUST CENTER
1209 ORANGE STREET
WILMINGTON, DE, 19801

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To: UTICA LEASECO, LLC
44225 UTICA RD
UTICA, MI, 48317

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State of Alabama Unified Judicial System Form C-34 Rev 6/88	SUMMONS - CIVIL -	Case Number: 63-CV-2017-900196.00
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IN THE CIRCUIT COURT OF TUSCALOOSA COUNTY
 TRANSAMERICAN EQUIPMENT COMPANY, LLC V. INDUSTRIAL ASSETS CORP. ET AL

INDUSTRIAL ASSETS CORP., 11426 VENTURA BLVD 2ND FL, STUDIO CITY, CA 91604

NOTICE TO _____

THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE OPPOSING PARTY'S ATTORNEY JAMES S. WARD

WHOSE ADDRESS IS 2100 SOUTHBRIDGE PARKWAY, SUITE 580, BIRMINGHAM, AL 35209

THE ANSWER MUST BE MAILED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT WERE DELIVERED TO YOU OR A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT.

TO ANY SHERIFF OR ANY PERSONNEL AUTHORIZED by the Alabama Rules of the Civil Procedure:

☐ You are hereby commanded to serve this summons and a copy of the complaint in this action upon the defendant

☒ Service by certified mail of this summons is initiated upon the written request of TRANSAMERICAN EQUIPMENT COMPANY, LLC
 pursuant to the Alabama Rules of the Civil Procedure

Date 2/17/2017 4:07:48 PM /s/ MAGARIA HAMNER BOBO
 Clerk/Register
714 GREENSBORO AVENUE
TUSCALOOSA, AL 35401

☒ Certified Mail is hereby requested /s/ JAMES S. WARD
 Plaintiff's/Attorney's Signature

RETURN ON SERVICE:

☐ Return receipt of certified mail received in this office on _____

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IN THE CIRCUIT COURT OF TUSCALOOSA COUNTY
 TRANSAMERICAN EQUIPMENT COMPANY, LLC V. INDUSTRIAL ASSETS CORP. ET AL

MAYNARDS INDUSTRIES USA LLC, CORPORATION TRUST CENTER 1209 ORANGE STREET, WILMINGTON, DE 19801

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IN THE CIRCUIT COURT OF TUSCALOOSA COUNTY
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UTICA LEASECO, LLC, 44225 UTICA RD, UTICA, MI 48317

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State of Alabama
Unified Judicial System

Form C-34 Rev 6/88

SUMMONS
- CIVIL -

Case Number:

63-CV-2017-900196.00

MBA

IN THE CIRCUIT COURT OF TUSCALOOSA COUNTY

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/s/ MAGARIA HAMNER BOBO

Clerk/Register

714 GREENSBORO AVENUE

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63-CV-2017-900196.00

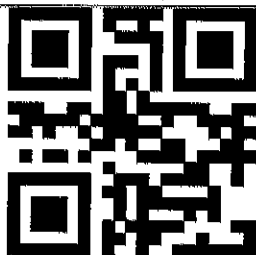
TRANSAMERICAN EQUIPMENT COMPANY, LLC V. INDUSTRIAL ASSETS CORP. ET AL

C001 - TRANSAMERICAN EQUIPMENT COMPANY, LLC

v. D003 - UTICA LEASECO, LLC

Plaintiff

Defendant



SERVICE RETURN

Original

State of Alabama Unified Judicial System Form C-34 Rev 6/88	SUMMONS - CIVIL -	Case Number: 63-CV-2017-900196.00
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MBA

IN THE CIRCUIT COURT OF TUSCALOOSA COUNTY
 TRANSAMERICAN EQUIPMENT COMPANY, LLC V. INDUSTRIAL ASSETS CORP. ET AL

MAYNARDS INDUSTRIES USA LLC, CORPORATION TRUST CENTER 1209 ORANGE STREET, WILMINGTON, DE 19801

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WHOSE ADDRESS IS 2100 SOUTHBRIDGE PARKWAY, SUITE 580, BIRMINGHAM, AL 35209

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 Clerk/Register
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 Plaintiffs/Attorney's Signature

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Type of Server _____ Server's Printed Name _____

Phone Number of Server _____

63-CV-2017-900196.00
 TRANSAMERICAN EQUIPMENT COMPANY, LLC V. INDUSTRIAL ASSETS CORP. ET AL

C001 - TRANSAMERICAN EQUIPMENT COMPANY, LLC	v.	D002 - MAYNARDS INDUSTRIES USA LLC
Plaintiff		Defendant

SERVICE RETURN

original

State of Alabama Unified Judicial System Form C-34 Rev 6/88	SUMMONS - CIVIL -	Case Number: 63-CV-2017-900196.00
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MBA

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INDUSTRIAL ASSETS CORP., 11426 VENTURA BLVD 2ND FL, STUDIO CITY, CA 91604

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THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE OPPOSING PARTY'S ATTORNEY JAMES S. WARD

WHOSE ADDRESS IS 2100 SOUTHBRIDGE PARKWAY, SUITE 580, BIRMINGHAM, AL 35209

THE ANSWER MUST BE MAILED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT WERE DELIVERED TO YOU OR A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT.

TO ANY SHERIFF OR ANY PERSONNEL AUTHORIZED by the Alabama Rules of the Civil Procedure:

☐ You are hereby commanded to serve this summons and a copy of the complaint in this action upon the defendant

☒ Service by certified mail of this summons is initiated upon the written request of **TRANSAMERICAN EQUIPMENT COMPANY, LLC** pursuant to the Alabama Rules of the Civil Procedure

Date 2/17/2017 4:07:48 PM /s/ **MAGARIA HAMNER BOBO**
 Clerk/Register
 714 GREENSBORO AVENUE
 TUSCALOOSA, AL 35401

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PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

☒ Certified Mail is hereby requested /s/ **JAMES S. WARD**
 Plaintiff's/Attorney's Signatu

RETURN ON SERVICE:
☐ Return receipt of certified mail received in this office on _____
☐ I certify that I personally delivered a copy of the Summons and Comp. _____ in _____

Date _____ Server's Signature _____

Type of Server _____ Server's Printed Name _____

Phone Number of Server _____

63-CV-2017-900196.00
 TRANSAMERICAN EQUIPMENT COMPANY, LLC V. INDUSTRIAL ASSETS CORP. ET AL

C001 - TRANSAMERICAN EQUIPMENT COMPANY, LLC	v.	D001 - INDUSTRIAL ASSETS CORP.
Plaintiff		Defendant

SERVICE RETURN

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Maynards Industries USA LLC
 Corporation Trust Center
 1209 Orange St.
 Wilmington DE 19801



9590 9402 2302 6225 0711 98

2. Article Number (Transfer from service label)

7016 0600 0001 0826 1680

COMPLETE THIS SECTION ON DELIVERY

A. Signature

x *Amy McLaren* gent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

2017 MAR 7 AM 9:59
 is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

RECEIVED FEB 27 2017
 MAR 11 2017
 COURT

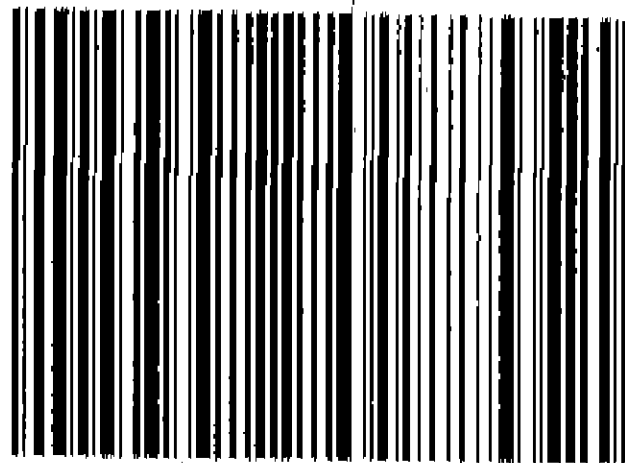
3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
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- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail

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- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

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 (00)

USPS TRACKING#



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• Sender: Please print your name, address, and ZIP+4® in this box•

MAGARIA H. BOBO
CIRCUIT CLERK
702 GREENSBORO AVE. ROOM 214
TUSCALOOSA, AL 35401





AlaFile E-Notice

63-CV-2017-900196.00

Judge: M. BRADLEY ALMOND

To: WARD JAMES STEVEN
jward@wardwilsonlaw.com

NOTICE OF SERVICE

IN THE CIRCUIT COURT OF TUSCALOOSA COUNTY, ALABAMA

TRANSAMERICAN EQUIPMENT COMPANY, LLC V. INDUSTRIAL ASSETS CORP. ET AL
63-CV-2017-900196.00

The following matter was served on 3/7/2017

D002 MAYNARDS INDUSTRIES USA LLC

Corresponding To
CERTIFIED MAIL

MAGARIA HAMNER BOBO
CIRCUIT COURT CLERK
TUSCALOOSA COUNTY, ALABAMA
714 GREENSBORO AVENUE
TUSCALOOSA, AL, 35401

205-349-3870
magaria.bobo@alacourt.gov

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Utica Lease CO LLC
44225 Utica Rd.
Utica MI 48317



9590 9402 2302 6225 0713 96

2. Article Number (Transfer from service label)

7016 0600 0001 0826 1673

COMPLETE THIS SECTION ON DELIVERY

A. Signature

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

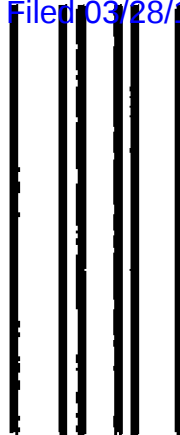
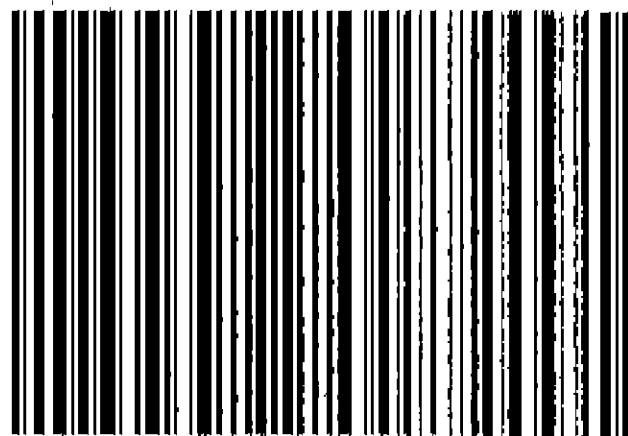
APR 9 2017
MAGARIA H. 8040
32001 COURT
PISCATAWAY, NJ 08854

3. Service Type

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- ☐ Adult Signature Restricted Delivery
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- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail

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9590 9402 2302 6225 0713 96

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MAGARIA H. BOBO
CIRCUIT CLERK
714 GREENSBORO AVE. ROOM 214
TUSCALOOSA, AL 35401





AlaFile E-Notice

63-CV-2017-900196.00

Judge: M. BRADLEY ALMOND

To: WARD JAMES STEVEN
jward@wardwilsonlaw.com

NOTICE OF SERVICE

IN THE CIRCUIT COURT OF TUSCALOOSA COUNTY, ALABAMA

TRANSAMERICAN EQUIPMENT COMPANY, LLC V. INDUSTRIAL ASSETS CORP. ET AL
63-CV-2017-900196.00

The following matter was served on 3/7/2017

D003 UTICA LEASECO, LLC

Corresponding To
CERTIFIED MAIL

MAGARIA HAMNER BOBO
CIRCUIT COURT CLERK
TUSCALOOSA COUNTY, ALABAMA
714 GREENSBORO AVENUE
TUSCALOOSA, AL, 35401

205-349-3870
magaria.bobo@alacourt.gov